

Proposed Recreational Fishing Regulation

A. Any person who is convicted, makes an accepted plea of nolo contendere, or receives probation before judgment for an offence under §§ D-F of this Regulation or similar offences under federal law in Maryland shall:

(1) Have all recreational fishing licenses issued by the Department revoked;

(2) Be prohibited from engaging in any unlicensed recreational fishing activities for the period of time described in §§ D-F of this regulation; and

(3) Be prohibited from applying for any recreational fishing licenses for the period of time described in §§ D-F of this Regulation.

B. A revoked recreational fishing license is no longer valid for any purpose.

C. Applying for a recreational fishing license or engaging in recreational fishing activities when prohibited from doing so by this regulation is a misdemeanor and punishable as provided in Natural Resources Article, § 4-1201(c), Annotated Code of Maryland

D. 365 Day Penalty

<u>STATUTE OR REGULATION</u>	<u>DESCRIPTION</u>
<u>4-205.1(h)</u>	<u>Interferences With the Abatement of a State of Nuisance</u>
<u>4-210</u>	<u>Unlicensed Commercial Fishing Guide (Tidal)</u>
<u>4-210.1</u>	<u>Unlicensed Commercial Fishing Guide (Non-Tidal)</u>

<u>4-2A-05</u>	<u>Possession of Endangered Fish Species Without a Permit</u>
<u>4-503</u>	<u>Dynamiting Streams</u>
<u>4-505</u>	<u>Removing Fish, Nets or Gear of Another</u>
<u>4-511</u>	<u>Interference with State Buoys, Markers or Monuments</u>
<u>4-701(b)(4)</u>	<u>Failure to Obtain a Tidal Fish License for Commercial Activity</u>
<u>4-731</u>	<u>Unlawfully Selling Striped Bass</u>
<u>4-1004(a)</u>	<u>Taking Oysters or Clams for Commercial Purposes Without a License</u>
<u>4-1015(b)</u>	<u>Possession of Unculled Oysters: Over 15% per bushel</u>
<u>4-1031</u>	<u>Possession of Undersized Hard-Shell Clams: Over 21 in Possession</u>
<u>4-11A-15</u>	<u>Engaging in a Prohibited Act on an Aquaculture or Submerged Land Lease Area</u>
<u>08.02.03.10E</u>	<u>Possession of Female Crabs: Over 16 per Bushel</u>
<u>08.02.03.14A(3)</u>	<u>Offering to Sell or Selling Recreationally Caught Crabs</u>
<u>08.02.03.14A(4)</u>	<u>Knowingly Buying or Attempting to Buy Recreationally Caught Crabs</u>
<u>08.02.05.01A</u>	<u>Unlawfully Fishing with a Spear Gun</u>

<u>08.02.05.01B</u>	<u>Unlawfully Fishing with a Bow and Arrow</u>
<u>08.02.05.01C</u>	<u>Fish Snagging - Tidal Waters</u>
<u>08.02.05.05</u>	<u>Possessing American Shad: 11+ Fish</u>
<u>08.02.05.06</u>	<u>Possessing Hickory Shad: 11+ Fish</u>
<u>08.02.05.10A</u>	<u>Size Limits – Bluefish: 11+ fish:</u>
<u>08.02.05.10B</u>	<u>Daily Catch Limits – Bluefish: 11+ fish</u>
<u>08.02.05.11</u>	<u>Taking/Possessing Sturgeon</u>
<u>08.02.05.12A(1)</u>	<u>Size Limits - Summer Flounder: 11+ fish</u>
<u>08.02.05.12A(2)</u>	<u>Daily Catch Limits - Summer Flounder: 11+ fish</u>
<u>08.02.05.13A(1)</u>	<u>Size Limits Spotted Sea Trout: 11+ fish</u>
<u>08.02.05.13A(2)</u>	<u>Size Limits - Weakfish: 11+ fish</u>
<u>08.02.05.13B(1)</u>	<u>Daily Catch Limits - Weakfish or Spotted Sea trout: 11+ fish</u>
<u>08.02.05.14A#1</u>	<u>Size Limits - Spanish Mackerel: 11+ fish</u>

<u>08.02.05.14B</u>	<u>Daily Catch Limits - Spanish Mackerel:</u> <u>11+ fish</u>
<u>08.02.05.15A[#1]</u>	<u>Size Limits - Black Drum:</u> <u>3+ fish</u>
<u>08.02.05.15B</u>	<u>Daily Catch Limit - Black Drum:</u> <u>3+ fish</u>
<u>08.02.05.16A(1)</u>	<u>Size Limits - Red Drum:</u> <u>3+ fish</u>
<u>08.02.05.16A(2)</u>	<u>Daily Catch Limit - Red Drum:</u> <u>3+ fish</u>
<u>08.02.05.18A(1)</u>	<u>Size Limits – Croaker:</u> <u>11+ fish:</u>
<u>08.02.05.18B</u>	<u>Daily Catch Limit - Croaker</u> <u>11+ fish</u>
<u>08.02.05.19A</u>	<u>Size Limits - Black Bass</u> <u>(Largemouth and Smallmouth):</u> <u>11+ fish</u>
<u>08.02.05.19B</u>	<u>Daily Catch Limit - Black Bass</u> <u>(Largemouth and Smallmouth):</u> <u>11+ fish</u>
<u>08.02.05.19C(1)</u>	<u>Black Bass - Gear Restrictions</u> <u>(Largemouth and Smallmouth):</u>
<u>08.02.05.19D(1)</u>	<u>Possessing Black Bass for</u> <u>Commercial Purposes</u>
<u>08.02.05.20A(1) #1</u>	<u>Size Limits – Tautog:</u>

	<u>11+ fish</u>
<u>08.02.05.20A(2)</u>	<u>Catch Limit-- Tautog</u> <u>11+ fish</u>
<u>08.02.05.21A(1)</u>	<u>Size Limits - Black Sea Bass:</u> <u>11+ fish</u>
<u>08.02.05.21A(2)</u>	<u>Catch Limit - Black Sea Bass:</u> <u>11+ fish</u>
<u>08.02.05.22A(1)</u>	<u>Size Limits - Scup:</u> <u>11+ fish</u>
<u>08.02.05.22C(3)</u>	<u>Catch Limit – Scup:</u> <u>11+ fish</u>
<u>08.02.05.23A</u>	<u>Possessing Bluefin Tuna During a</u> <u>Closed Season</u> -
<u>08.02.05.23B(1)</u>	<u>Daily Catch Limit - Bluefin Tuna</u>
<u>08.02.05.23B(2)</u>	<u>Size Limit - Bluefin Tuna</u> -
<u>08.02.05.23C(1)</u>	<u>Failing to Report Bluefin Tuna</u> <u>Catch to Reporting Station</u>
<u>08.02.05.23C(2)</u>	<u>Failing to Obtain/Affix Bluefin Tuna</u> <u>Tail Tag</u> -

<u>08.02.05.23D</u>	<u>Possession/Landing Bluefin Tuna That is not Whole</u>
<u>08.02.05.24A</u>	<u>Taking Spiny Dogfish During a Closed Season</u>
<u>08.02.05.24B</u>	<u>Spiny Dogfish Finning Violation</u>
<u>08.02.05.25</u>	<u>Taking Monkfish During Closed Season</u>
<u>08.02.05.26B</u>	<u>Catch or Posses Billfish During a Closed Season</u>
<u>08.02.05.26C(1)</u>	<u>Daily Catch Limit - Billfish</u>
<u>08.02.05.26C(2)</u>	<u>Size Limit - Billfish</u>
<u>08.02.05.26D(1)</u>	<u>Failing to Report Billfish Catch to a Landing Station</u>
<u>08.02.05.26D(2)</u>	<u>Failing to complete Billfish Catch Information</u>

<u>08.02.05.26D(3)</u>	<u>Fail to Obtain/Affix a Billfish Tail Tag</u>
<u>08.02.05.26E</u>	<u>Billfish Landing Restrictions</u>
<u>08.02.05.27B</u>	<u>Catch or Possess Billfish During a Closed Season</u>
<u>08.02.05.27C(1)</u>	<u>Daily Catch Limit - Swordfish</u>
<u>08.02.05.27C(2)</u>	<u>Size Limit- Swordfish</u>
<u>08.02.05.27D(1)</u>	<u>Failing to Report Swordfish Catch to a Landing Station</u>
<u>08.02.05.27D(2)</u>	<u>Failing to Complete Swordfish Catch Information</u>
<u>08.02.05.27D(3)</u>	<u>Fail to Obtain/Affix a Swordfish Tail Tag</u>
<u>08.02.05.27E</u>	<u>Swordfish Landing Restrictions</u>

<u>08.02.05.28</u>	<u>Size Limits - Walleye: 11+ fish</u>
<u>08.02.05.28</u>	<u>Catch Limits - Walleye: 11+</u>
<u>08.02.11.03F</u>	<u>Using or Possessing Illegal Gear in a Delayed Harvest Areas</u>
<u>08.02.12.02A</u>	<u>Taking, Possessing, Transporting, Exporting, Processing, Selling, Offering for Sale, Delivering, Carrying, or Shipping any Fish Listed as Endangered or Threatened</u>
<u>08.02.15</u>	<u>Possession of Stripped Bass During a Closed Season</u>
<u>08.02.15.12A</u>	<u>Methods of Removing Striped Bass from the Water</u>
<u>08.02.15.12 B(2)(b)</u>	<u>Prohibitions on Culling Striped Bass</u>
<u>08.02.15.12 C</u>	<u>Striped Bass Filleting Violations</u>
<u>08.02.21.02B</u>	<u>Size limits– Yellow Perch: 11+ Fish</u>
<u>08.02.21.02C</u>	<u>Daily Catch Limit– Yellow Perch: 11+ Fish</u>
<u>08.02.22.02A</u>	<u>Possessing Prohibited Shark Species - Recreational</u>
<u>08.02.22.02B</u>	<u>Season Violations for Designated Shark Species</u>
<u>08.02.22.02C</u>	<u>Size Limits for Designated Shark Species— Recreational</u>
<u>08.02.22.02D</u>	<u>Daily Catch Limit— Sharks</u>

<u>08.02.22.02E</u>	<u>Gear Restrictions— Sharks</u>
<u>08.02.22.02F(4)</u>	<u>Failing to Land Shark with Head, Tail and Fins Attached</u>
<u>08.02.22.04A</u>	<u>Shark Filleting or Finning Violation</u>
<u>08.02.05</u>	<u>Season Violations - Finfish - Tidal Waters: 10+ Fish</u>

E. 180 Day Penalty

<u>STATUTE OR REGULATION</u>	<u>DESCRIPTION</u>
<u>4-1015(b)</u>	<u>Possession of Unculled Oysters: 10-14% per Bushel</u>
<u>4-1031</u>	<u>Possession of Undersized Hard-Shell Clams: 15-20 in Possession</u>
<u>08.02.03.10E</u>	<u>Possession of Female Crabs: 11-15 per Bushel</u>
<u>08.02.03.11C</u>	<u>Crabbing During a Closed Season</u>
<u>08.02.11.01B</u>	<u>Fishing in a Put and Take Trout Stream During a Closed Season</u>
<u>08.02.11.03A(2)(a)(i)</u>	<u>Possession of Trout While Fishing in a Catch and Return Area</u>
<u>08.02.11.03F</u>	<u>Keeping/Possessing Trout in Delayed Harvest Areas During Prohibited Times</u>
<u>08.02.11.03K</u>	<u>Catch-and-Return Bass Areas</u>
<u>08.02.11.03L</u>	<u>Zero Creel Limit Trout Fishing</u>

	<u>Areas</u>
<u>08.02.11.04C(1)(d) & (e)</u>	<u>Taking/Possessing Bass During Closed Season</u>
<u>08.02.11.04C(2)(a)(i)</u>	<u>Exceeding Trout Creel Limits in Put and Take Areas</u>
<u>08.02.11.04C(2)(a)(ii)</u>	<u>Exceeding Trout Creel Limits in Other Areas</u>
<u>08.02.11.04C(1) (a)-(m)</u>	<u>Season Violations - Nontidal Waters</u>
<u>08.02.11.04C (2)</u>	<u>Exceeding Daily Catch or Possession Limits - Nontidal</u>
<u>08.02.15.09A</u>	<u>Daily Catch Limit – Striped Bass – Early Season: 4+ Fish</u>
<u>08.02.15.09B</u>	<u>Daily Catch Limit - Striped Bass - Summer Season - Chesapeake: 4+ Fish</u>
<u>08.02.15.09A</u>	<u>Size Limits - Striped Bass - Summer and Fall Season : 4+ Fish</u>
<u>08.02.15.09B</u>	<u>Size Limits – Striped Bass – Summer and Fall Season : 4+ Fish</u>
<u>08.02.15.10B</u>	<u>Daily Catch Limit - Striped Bass – Summer and Fall Season – Potomac River Tributaries: 4+ Fish</u>
<u>08.02.15.10C</u>	<u>Size Limits - Striped Bass – Summer and Fall Season : 4+ Fish</u>
<u>08.02.15.11A</u>	<u>Size Limits - Striped Bass - Atlantic Ocean and Coastal Bays : 4+ Fish</u>
<u>08.02.15.11B</u>	<u>Daily Catch Limit - Striped Bass -</u>

	<u>Atlantic Ocean and Coastal Bays: 4+ Fish</u>
<u>08.02.05</u>	<u>Season Violations - Finfish - Tidal Waters: 1-5 Fish</u>

F. 90 Day Penalty

<u>STATUTE OR REGULATION</u>	<u>DESCRIPTION</u>
<u>08.02.03.10E</u>	<u>Possession of Female Crabs : 6-10 per Bushel</u>
<u>4-1015(b)</u>	<u>Possession of Unculled Oysters: 10-14% per Bushel</u>
<u>4-1031</u>	<u>Possession of Undersized Hard-Shell Clams:15-20 in Possession</u>
<u>08.02.03.09A</u>	<u>Failure to Obtain Recreational Crabbing License before harvesting Crabs or Eels</u>
<u>08.02.03.10</u>	<u>Crabs - Daily Catch Limit</u>
<u>08.02.03.11B.</u>	<u>Time for Catching Crabs - Recreational</u>
<u>08.02.03.12B(2)</u>	<u>Crabs- Daily Catch Limit - Worcester County</u>
<u>08.02.05.05</u>	<u>Possession or Sale of American Shad: 4-10 fish</u>
<u>08.02.05.06</u>	<u>Possession or Sale of Hickory Shad: 4-10 fish</u>
<u>08.02.05.10A</u>	<u>Size Limits – Bluefish: 4-10 fish</u>

<u>08.02.05.10B</u>	<u>Daily Catch Limits – Bluefish:</u> <u>4-10 fish</u>
<u>08.02.05.12A(1)</u>	<u>Size Limits - Summer Flounder:</u> <u>4-10 fish</u>
<u>08.02.05.12A(2)</u>	<u>Daily Catch Limits - Summer</u> <u>Flounder:</u> <u>4-10 fish</u>
<u>08.02.05.13A(1)</u>	<u>Size Limits - Weakfish & Spotted</u> <u>Seatrout:</u> <u>4-10 fish</u>
<u>08.02.05.13B(1)</u>	<u>Daily Catch Limits - Weakfish or</u> <u>Spotted Sea Trout:</u> <u>4-10 fish</u>
<u>08.02.05.13D</u>	<u>Taking Weakfish During a Closed</u> <u>Season:</u> <u>4-10 fish</u>
<u>08.02.05.14A#1</u>	<u>Size Limits - Spanish Mackerel:</u> <u>4-10 fish</u>
<u>08.02.05.14B</u>	<u>Daily Catch Limits - Spanish</u> <u>Mackerel:</u> <u>4-10 fish</u>
<u>08.02.05.15A[#1]</u>	<u>Size Limits - Black Drum:</u> <u>4-10 fish</u>
<u>08.02.05.15B</u>	<u>Daily Catch Limit - Black Drum:</u> <u>2+ fish</u>
<u>08.02.05.16A(1)</u>	<u>Size Limits - Red Drum:</u> <u>2+ fish</u>
<u>08.02.05.16A(2)</u>	<u>Daily Catch Limits - Red Drum:</u>

	<u>2+ fish</u>
<u>08.02.05.18A(1)</u>	<u>Size Limits – Croaker:</u> <u>4-10 fish</u>
<u>08.02.05.18B</u>	<u>Daily Catch Limit - Croaker</u> <u>4-10 fish</u>
<u>08.02.05.19A</u>	<u>Size Limits - Black Bass</u> <u>(Largemouth and Smallmouth):</u> <u>4-10 fish</u>
<u>08.02.05.19B</u>	<u>Daily Catch Limit - Black Bass</u> <u>(Largemouth and Smallmouth) :</u> <u>4-10 fish</u>
<u>08.02.05.20A(1)</u>	<u>Size Limits – Tautog:</u> <u>5-10 fish</u>
<u>08.02.05.20A(2)</u>	<u>Possession Limit - Tautog:</u> <u>4-10 fish</u>
<u>08.02.05.21A(1)</u>	<u>Size Limits - Black Sea Bass:</u> <u>4-10 fish</u>
<u>08.02.05.21A(2)</u>	<u>Catch Limits - Black Sea Bass:</u> <u>4-10 fish</u>
<u>08.02.05.22A(1)</u>	<u>Size Limits - Scup – Recreational:</u> <u>4-10 fish</u>
<u>08.02.05.22C(3)</u>	<u>Catch Limit – Scup:</u> <u>4-10 fish</u>
<u>08.02.05.28</u>	<u>Size Limits - Walleye: 4-10</u>
<u>08.02.05.28</u>	<u>Catch Limits - Walleye: 4-10</u>
<u>08.02.15.09A</u>	<u>Daily Catch Limit – Striped Bass –</u> <u>Early Season: 3 Fish</u>

<u>08.02.15.09B</u>	<u>Daily Catch Limit - Striped Bass - Summer Season - Chesapeake: 3 Fish</u>
<u>08.02.15.09A</u>	<u>Size Limits - Striped Bass - Summer and Fall Season : 3 Fish</u>
<u>08.02.15.09B</u>	<u>Size Limits – Striped Bass – Summer and Fall Season : 3 Fish</u>
<u>08.02.15.10B</u>	<u>Daily Catch Limit - Striped Bass – Summer and Fall Season – Potomac River Tributaries: 3 Fish</u>
<u>08.02.15.10C</u>	<u>Size Limits - Striped Bass – Summer and Fall Season : 3 Fish</u>
<u>08.02.15.11A</u>	<u>Size Limits - Striped Bass - Atlantic Ocean and Coastal Bays : 3 Fish</u>
<u>08.02.15.11B</u>	<u>Daily Catch Limit - Striped Bass - Atlantic Ocean and Coastal Bays: 3 Fish</u>
<u>08.02.21.02B</u>	<u>Size limits– Yellow Perch: 4-10 Fish</u>
<u>08.02.21.02C</u>	<u>Daily Catch Limit– Yellow Perch: 4-10 Fish</u>

G. 30 Day Penalty

<u>STATUTE OR REGULATION</u>	<u>DESCRIPTION</u>
<u>4-1015(b)</u>	<u>Possession of Unculled Oysters: 6-9% per Bushel</u>
<u>4-1031</u>	<u>Possession of Undersized Hard-Shell Clams: 11-14 in Possession</u>

08.02.03.14A.	Crabs- Catch Day Restrictions
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H. Any person who in any two year period receives 2 subsequent penalties under §§ D and E of this regulation may be prohibited from engaging in all recreational fishing activities for 5 years.

I. Any person who in any two year period receives three subsequent penalties under §§ F and G may be prohibited from engaging in all recreational fishing activities for 1 year.

J. The Department may impose lesser penalties under this regulation if the circumstances warrant it.